

Order

Michigan Supreme Court
Lansing, Michigan

January 27, 2010

Marilyn Kelly,
Chief Justice

139617 & (77)

Michael F. Cavanagh
Elizabeth A. Weaver
Maura D. Corrigan
Robert P. Young, Jr.
Stephen J. Markman
Diane M. Hathaway,
Justices

2000 BAUM FAMILY TRUST, BAUM FAMILY
TRUST, JOSEPH BEAUDOIN, SANDRA
BEAUDOIN, ADELE MEGDALL REVOCABLE
TRUST, PAUL NOWAK & JOAN NOWAK
TRUST, MARILYN ORMSBEE, MARK
SCHWARTZ, WENDY SCHWARTZ, and
THOMAS THOMASON,

Plaintiffs/Counter
Defendants-Appellants,

v

SC: 139617
COA: 284547
Charlevoix CC: 07-061121-CH

WILLIAM BABEL, JUDY BABEL, JAMES
CAHILL, GLORIA CAHILL, DANIEL
ENGSTROM, PENNY ENGSTROM, ARTHUR
A. RANGER TRUST, PATRICIA L. RANGER
TRUST, and CHARLEVOIX COUNTY ROAD
COMMISSION,

Defendants/Counter
Plaintiffs-Appellees,

and

AL GOOCH, ELIZABETH GOOCH, JESSE
HALSTEAD, and LINDA HALSTEAD,

Intervening Defendants/
Counter Plaintiffs-
Appellees,

and

CHARLEVOIX TOWNSHIP,
Defendant-Appellee.

On order of the Court, the application for leave to appeal the June 23, 2009
judgment of the Court of Appeals is considered, and it is GRANTED. The parties are to

discuss (1) whether the fee title resulting from the dedication of land for public uses in a plat under the 1887 Plat Act in land that runs along the shore of a lake conveys the riparian rights to the lake to the County or whether the conveyance is limited to public uses of the road as a road; and (2) whether the deeds of the front tier lot owners have to have specific language granting riparian rights; and whether case law that states that front tier lots adjacent to a road running along a water way have riparian rights unless such rights are expressly excluded is still valid.

The motion to file brief amicus curiae is GRANTED. The Michigan Association of Counties is invited to file a brief amicus curiae. Other persons or groups interested in the determination of the issues presented in this case may move the Court for permission to file briefs amicus curiae.



s0120

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

January 27, 2010

A handwritten signature in cursive script that reads "Corbin R. Davis".

Clerk